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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

CARLOS E. KEPKE,

Defendant.

Criminal No. 3:21-CR-00155-JD

PARTIES' THIRD  
STIPULATION FOR TRIAL  
REGARDING FOREIGN RECORDS  
OF REGULARLY CONDUCTED ACTIVITY

The United States of America and Defendant Carlos E. Kepke, by and through undersigned counsel, hereby stipulate for purposes of trial as follows:

1. Each of the documents and trial exhibits listed in the Table 1 below are records of a regularly conducted business activity obtained from a foreign country through legal process and satisfy the requirements of 18 U.S.C. § 3505 and include the requisite certifications;

2. The documents and trial exhibits listed in Table 1 below are authentic and satisfy the requirements of Fed. R. Evid. 902(3) and/or § 3505(a)(2);

3. The documents and trial exhibits listed in Table 1 satisfy the requirements of Title 18 U.S.C. § 3505(a)(1) and Fed. R. Evid. 803(6), and no further testimony from a “qualified witness” is necessary to establish that they were created and maintained in the ordinary course of regularly conducted business activity;

4. The parties reserve all rights to object to the admission of the documents listed in Table 1 on any grounds other than authenticity or hearsay, including preserving any objection as to relevance; and

5. That the photocopies of the documents and trial exhibits listed in Table 1 may be admissible and may be presented as evidence pursuant to Federal Rules of Evidence 1003.

Seen and Agreed:

Date: Nov 25, 2022

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United States Attorney

/s/ Corey J. Smith

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**TABLE 1**

<b>BATES STAMP NUMBER RANGE</b>	<b>DESCRIPTION</b>	<b>TRIAL EXHIBITS</b>
CTRL00037511 TO CTRL000037685 IRS045342 to IRS045422 Belize-MLAT-000001 to Belize-MLAT-003698	Records from Belize	1 through 24
VPBank0000001 to VPBank0000719 IRS-044662 to IRS-044672 BVI_Supp_MLAT-000001 to BVI_Supp_MLAT-000092	Records from British Virgin Islands	305, 324
BBON000000001 to BBON000010121 BT_00000001 to BT_00071820 CTRL000019003 to CTRL000019030 13808-VEFILP-000001 to 0002168	Records from Banque Bonhôte Switzerland	242 to 291, 296, 299, 300, 313, 314, 327 to 337
CTRL00003768 to CTRL000087546 IRS-042013 to IRS-078307	Records from the Republic of the Cayman Islands	183 to 185